

Message Text

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PAGE 01 GENEVA 11966 041356Z
ACTION STR-07

INFO OCT-01 EUR-12 IO-14 ISO-00 STRE-00 AGRE-00 CEA-01
CIAE-00 COME-00 DODE-00 EB-08 FRB-01 H-02 INR-10
INT-05 L-03 LAB-04 NSAE-00 NSC-05 PA-02 CTME-00
AID-05 SS-15 ITC-01 TRSE-00 ICA-20 SP-02 SOE-02
OMB-01 DOE-15 /136 W
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FM USMISSION GENEVA
TO SECSTATE WASHDC PRIORITY 2892
INFO AMEMBASSY BRUSSELS
AMEMBASSY PARIS

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USMTN, USEEC, OECD

ACTION STR FOR GREENWALD AND STEWART

STR PASS CODEL

EO 11652: N/A
TAGS: MTN, ETRD, BE, FR
SUBJECT: GATT SECRETARIAT NOTE ON NOTIFICATION

1. GATT SECRETARIAT HAS CIRCULATED AS MTN/FR/W/17 AN EIGHT PAGE NOTE, "NOTIFICATIONS REQUIRED FROM CONTRACTING PARTIES." WE UNDERSTAND THIS MAY BE CONNECTED WITH EARLIER INFORMAL REPRESENTATIONS BY SOME U.S. OFFICIALS ON THE SUBJECT OF NOTIFICATION. IN ANY CASE IT SEEMS TO BE A USEFUL BACKDROP FOR FRAMEWORK GROUP DISCUSSION OF IMPROVED NOTIFICATION PROCEDURES IN DISPUTE MANAGEMENT PROCESS.

2. INTRODUCTORY PARAGRAPHS ARE THE FOLLOWING: QUOTE:
UNDER THE PROVISIONS OF THE GENERAL AGREEMENT AND UNDER
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SPECIAL PROCEDURES ESTABLISHED BY THE CONTRACTING PARTIES FOR THE IMPLEMENTATION OF THESE PROVISIONS, THE CONTRACTING PARTIES ARE REQUESTED TO SUBMIT NOTIFICATIONS ON A PERIODIC BASIS OR IN CONNEXION WITH CERTAIN TRADE POLICY ACTIONS, INCLUDING ACTIONS FOR WHICH PRIOR APPROVAL BY THE CONTRACTING PARTIES IS REQUIRED. FURTHERMORE, NOTIFICATION PROCEDURES HAVE BEEN ESTABLISHED UNDER CERTAIN

SPECIAL ARRANGEMENTS DRAWN UP WITHIN THE FRAMEWORK OF THE GATT AND APPLICABLE ONLY TO CONTRACTING PARTIES PARTICIPATING IN SUCH ARRANGEMENTS. FINALLY, CERTAIN NOTIFICATION PROCEDURES APPLY TO PARTICULAR CONTRACTING PARTIES IN ACCORDANCE WITH THEIR TERMS OF ACCESSION OR PURSUANT TO CERTAIN WAIVER CONDITIONS.

IN CONNEXION WITH DISCUSSIONS IN THE GROUP "FRAMEWORK", REGARDING NOTIFICATION, CONSULTATIONS, DISPUTE SETTLEMENT AND SURVEILLANCE, THE QUESTION OF THE NOTIFICATIONS REQUIRED FROM CONTRACTING PARTIES UNDER VARIOUS PROVISIONS OF THE GENERAL AGREEMENT WAS RAISED. THE PRESENT NOTE IS BEING CIRCULATED TO FACILITATE DISCUSSIONS ON THIS SUBJECT. THE NOTE IS INTENDED TO GIVE A COMPREHENSIVE SUMMARY OF THE VARIOUS NOTIFICATION PROCEDURES IN FORCE, AS APPLICABLE TO CONTRACTING PARTIES GENERALLY, LEAVING ASIDE NOTIFICATIONS REQUIRED UNDER SPECIAL ARRANGEMENTS OR APPLICABLE TO PARTICULAR CONTRACTING PARTIES ONLY. END QUOTE.

3. NOTE GOES ON TO DESCRIBE NOTIFICATION REQUIREMENTS OR PROCEDURES UNDER GATT ARTICLES 2, 6, 10, 12, 16, 17, 18, 19, 22, 24, 28, 37 AND A NUMBER OF SUPPLEMENTARY PROCEDURES EG. ON RESIDUAL RESTRICTIONS, LICENSING, PART 4 IMPLEMENTATION, BROADER TAX ADJUSTMENTS AND OTHERS.

4. DRAFTED BY HARTZELL. MCDONALD
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